



# CALIFORNIA STATE BOARD OF EDUCATION

## SEPTEMBER 2004 AGENDA

### ☒ General Waiver

#### SUBJECT

Request by the **Capistrano Unified School District** to renew a waiver of *Education Code* (EC) Section 62002 as relates to the formerly operative Section 52046(b)(3) in order to share and coordinate the use of School Improvement funds between San Clemente High School and five other high schools in the district.

Waiver Number: 10-6-2004

☒ Action

☒ Consent

#### RECOMMENDATION

☐ Approval ☒ Approval with conditions ☐ Denial

If this renewal is approved, this waiver will have been approved for a second consecutive year and, therefore, the provisions of *Education Code* Section 33051(c) will apply. The waiver will have ongoing effect without further action by the district, as long as "the information in the request remains current."

#### SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION

The Board approved an identical waiver request from the Capistrano Unified School District on November 13, 2003. That waiver was in effect for the whole of 2003-04.

#### SUMMARY OF KEY ISSUES

Capistrano USD requests a renewal of this waiver for 2004-05. The waiver allows the district to coordinate the use of School Improvement funds among its six high schools. More specifically, the waiver allows the district to use part of the funds allocated to San Clemente High School to provide its other five high schools with financial resources to initiate and sustain changes that support student achievement.

**Authority for Waiver:** *Education Code* (EC) Section 33050

**Period of request:** July 1, 2004, through June 30, 2005 (second consecutive year)

**Local board approval date(s):** June 14, 2004

**Public hearing held on date(s):** June 14, 2004

**Bargaining unit(s) consulted on date(s):** June 7, 2004

**Name of bargaining unit/representative(s) consulted:** Frank Weirath, President

**Position of bargaining unit(s) (choose only one):**

☐ Neutral ☒ Support ☐ Oppose

Comments (if appropriate):

**Public hearing advertised by (choose one or more):**

☐ posting in a newspaper ☐ posting at each school ☒ other (specify)

Website: [www.capousd.org](http://www.capousd.org)

**Advisory committee(s) consulted:** High School Site Council

**Objections raised (choose one):** ☒ None ☐ Objections are as follows:

**Date(s) consulted:** May 13, 2004

**FISCAL ANALYSIS (AS APPROPRIATE)**

This request has no overall fiscal impact for the state or for the district. However, it would allow the district to continue to share SIP funding received by one high school with the other high schools in the district (that would otherwise not have access to any SIP funding).

**BACKGROUND INFORMATION**

Consent Item: Backup materials, waiver request forms and supporting documents are not available for web viewing but are available for inspection in the Waiver Office.